

**(To be substituted for the order bearing the same date)**

**PUNJAB STATE INFORMATION COMMISSION**

**Red Cross Building, Near Rose Garden,**

**Sector 16, Chandigarh.**

**Ph: 0172-2864117, Email: - [psic27@punjabmail.gov.in](mailto:psic27@punjabmail.gov.in)**

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Advocate Vijay Hans, (M-9888388052)

Lex Solutions (Law Firm),

House No.31, Satya Niwas,

Silver City, Zirakpur-140603

.....Complainant.

**Vs**

**Public Information Officer,**

O/o PUNSUP, HQ, Chd

SCO-36-40, Sector-34A, Chd

**First Appellate Authority,**

O/o Punjab State Civil Supplies Corp. Ltd,

HQ, PUNSUP, Chd

.....Respondent

**AC .No. 635 of 2019**

Present: (i) Advocate Vijay Hans the appellant  
(ii) For the respondent : Sh.Anoop C. Sharma, PIO, Sh.Amandeep Singh,  
Sr. Assistant and Sh. Harkamal Singh Litt, Sr. Assistant

**ORDER**

The RTI application is dated 05.11.2018 vide which the appellant has sought information as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (hereinafter FAA) and second appeal was filed in the Commission on 06.02.2019 under Section 19 of the Right to Information Act, 2005 (hereinafter RTI Act).

1. Notice of hearing was issued to the parties for 29.04.2019 in the Commission
2. The appellant states that he has not received any information so far.
3. Respondent states that the information demanded by the appellant is third party information , therefore cannot be provided.

The perusal of the file shows that the appellant has demanded information on three points and the information regarding point nos. 1 and 2 is third party information and cannot be provided to him being a personal information which is exempted under Section 8(1)(j) of the RTI Act . Hon'ble Supreme Court of India in SLP no. 27734 of 2012 titled Girish Ramchandra Deshpande Vs Cen. Information Commr. & Ors and another in its order on 03.10.2012 has held as under:-

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(13. We are in agreement with the CIC and the courts below that the details called for by the petitioner i.e. copies of all memos issued to the third respondent, show cause notices and orders of censure/punishment etc. are qualified to be personal information as defined in clause (j) of Section 8(1) of the RTI Act. The performance of an employee/officer in an organization is primarily a matter between the employee and the employer and normally those aspects are governed by the service rules which fall under the expression "personal information", the disclosure of which has no relationship to any public activity or public interest. On the other hand, the disclosure of which would cause unwarranted invasion of privacy of that individual. Of course, in a given case, if the Central Public Information Officer or the State Public Information Officer of the Appellate Authority is satisfied that the larger public interest justifies the disclosure of such information, appropriate orders could be passed but the petitioner cannot claim those details as a matter of right).

5. Information regarding point no 3, respondent is directed to provide the reply of the same to the appellant with a copy to the Commission. Respondent has agreed to provide the same.

6. With these directions, the appeal is **disposed of and closed**, Copy of the orders be sent to the parties.

Sd/-

**Chandigarh  
Dated: 29.04.2019**

**(Preety Chawla)  
State Information Commissioner**